

Steve W. Berman (*pro hac vice*)
 Mark S. Carlson (*pro hac vice*)
 Jerrod C. Patterson (*pro hac vice*)
 Garth Wojtanowicz, CBA No. 246510
 HAGENS BERMAN SOBOL SHAPIRO LLP
 1301 Second Avenue, Suite 2000
 Seattle, WA 98101
 Telephone: (206) 623-7292
 Facsimile: (206) 623-0594
 steve@hbsslaw.com
 markc@hbsslaw.com
 jerrodp@hbsslaw.com
 garthw@hbsslaw.com

Rio S. Pierce, CBA No. 298297
 HAGENS BERMAN SOBOL SHAPIRO LLP
 715 Hearst Avenue, Suite 202
 Berkeley, CA 94710
 Telephone: (510) 725-3000
 Facsimile: (510) 725-3001
 riophbsslaw.com
 gaynek@hbsslaw.com

Attorneys for Plaintiffs

KELLY M. KLAUS (SBN 161091)
 kelly.klaus@mto.com
 BLANCA F. YOUNG (SBN 217533)
 blanca.young@mto.com
 STEPHANIE G. HERRERA (SBN 313887)
 stephanie.herrera@mto.com
 SHANNON AMINIRAD (SBN 324780)
 shannon.aminirad@mto.com
 MUNGER, TOLLES & OLSON LLP
 560 Mission Street, 27th Floor
 San Francisco, California 94105-2907
 Telephone: (415) 512-4000
 Facsimile: (415) 512-4077

JOHN W. SPIEGEL (SBN 78935)
 john.spiegel@mto.com
 JOHN L. SCHWAB (SBN 301386)
 john.schwab@mto.com
 ANNE K. CONLEY (SBN 307952)
 anne.conley@mto.com
 ROWLEY J. RICE (SBN 313737)
 rowley.rice@mto.com
 MUNGER, TOLLES & OLSON LLP
 350 South Grand Avenue, 50th Floor
 Los Angeles, California 90071-3426
 Telephone: (213) 683-9100
 Facsimile: (213) 687-3702

Attorneys for Defendant

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

REARDEN LLC and REARDEN MOVA LLC,
 California limited liability companies,

Plaintiffs,

vs.

WALT DISNEY PICTURES, a California
 corporation,

Defendant.

Case Nos. 4:17-cv-04006-JST

**JOINT STATEMENT RE
 DESIGNATIONS OF PRIOR
 TESTIMONY & DISCOVERY
 RESPONSES**

Judge: Hon. Jon S. Tigar
 Date: November 30, 2023
 Time: 9:00 a.m.
 Ctrm.: 6 (2nd Floor)

1 Pursuant to the Joint Stipulation and Order re Designations of Prior Testimony, Dkt. 582
2 (“Designation Order”) and the Court’s Standing Order for Civil Jury Trials, Plaintiffs Rearden LLC
3 and Rearden Mova LLC (“Plaintiffs”) and Defendant Walt Disney Pictures (“Defendant”) hereby
4 submit their proposed designations of prior testimony and discovery responses; counter-designations
5 and objections; and confidentiality assertions. The parties have also provided notice to third parties
6 who have asserted confidentiality over materials the parties have designated; those third parties will
7 advise the Court directly if they intend to seek to maintain any confidentiality assertions.
8

9 The parties may further narrow their designations in advance of trial and will disclose final
10 designations and counter-designations to be played or read at trial in accordance with the procedures
11 set forth in the Designation Order. The parties reserve all rights with respect to pending motions and
12 the disputes set forth in the revised joint pretrial conference statement. Dkt. 593. The parties agree
13 that no rights or arguments are waived through the filing of this joint cover pleading.
14

15 Attached as **Exhibit A** are Plaintiffs’ revised affirmative designations of evidence, other than
16 that to be used solely for impeachment or rebuttal, obtained from prior deposition or trial testimony,
17 interrogatory responses, or responses to requests for admission and any confidentiality designations;
18 Defendant’s counter-designations and objections thereto; and Plaintiffs’ responses to Defendant’s
19 objections.

20 Attached as **Exhibit B** are Plaintiffs’ revised affirmative designations of evidence, other than
21 that to be used solely for impeachment or rebuttal, obtained from prior deposition or trial testimony,
22 interrogatory responses, or responses to requests for admission and any confidentiality designations;
23 Defendant’s counter-designations and objections thereto; and Plaintiffs’ responses to Defendant’s
24 objections.

25 Pursuant to the Courtroom Deputy’s instruction, the parties are concurrently transmitting to
26 the Court via FTP copies of each transcript from which the parties have designated testimony, which
27 transcripts have been marked with both parties’ designations, counter-designations, objections, and
28

1 responses to objections, to the extent applicable. The parties can provide hard copies of the same
2 upon request.

3
4 DATED: November 20, 2023

HAGENS BERMAN SOBOL SHAPIRO LLP

5 By: /s/ Mark S. Carlson
6 MARK S. CARLSON¹
7 *Attorneys for Plaintiffs*

8
9 DATED: November 20, 2023

MUNGER, TOLLES & OLSON LLP

10 By: /s/ Kelly M. Klaus
11 KELLY M. KLAUS
12 *Attorneys for Defendant*

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

¹ Signed electronically by Kelly M. Klaus with the concurrence of Mark S. Carlson, pursuant to L.R. 5-1(i)(3).